

Message

From: Zimmerman, Eve [Zimmerman.Eve@epa.gov]
Sent: 8/8/2018 1:30:00 PM
To: Calli, Rosemary [Calli.Rosemary@epa.gov]
Subject: FW: Florida 404 Assumption
Attachments: Fact Sheet - 404 assumption.docx; 404 assumption overview.pdf; 40-CFR-233_2011.pdf

Good Morning,

Below is a email that I received from Gene. I plan to respond to the email with the followings message. Would please review the email and determine if this is the appropriate response? Please feel free to edit the response.

Ex. 5 Deliberative Process (DP)

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From: Gene Duncan [mailto:GeneD@miccosukeetribe.com]
Sent: Monday, August 6, 2018 1:35 PM
To: Riley, James M (jim) CIV USARMY CESAJ (US) <James.M.Riley@usace.army.mil>; Zimmerman, Eve <Zimmerman.Eve@epa.gov>
Cc: Jeanine Bennett <JeanineB@miccosukeetribe.com>
Subject: Florida 404 Assumption

Jim, Tori and EVE:

We've been trying to do a comparison of Florida's proposed 404 Permit Assumption and the COE 404 Permit Program (as authorized by EPA). We already know that there are differences in how jurisdictional wetlands are determined. We know that the obligate wetland plant species lists are different (FOR EXAMPLE). If the Corps or EPA has done an analysis of Florida's proposed 404 Program, we sure would like to see it. If either agency has any concerns, the Tribe is interested in reading what those concerns might be. Any documents you may have will be helpful. Thank you. Gene